

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN FRANCISCO BAY REGION

ORDER NO. 96-028

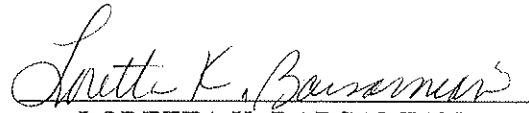
ORDER SETTING ADMINISTRATIVE CIVIL LIABILITY  
SHELL OIL COMPANY  
MARTINEZ MANUFACTURING COMPLEX  
CONTRA COSTA COUNTY

The California Regional Water Quality Control Board, San Francisco Bay Region (hereinafter called the Board), finds that:

1. On May 3, 1995, Shell Oil Company, Martinez Manufacturing Complex (hereinafter called the discharger), discharged waste in violation of the National Pollutant Discharge Elimination System (NPDES) Permit effluent limitation for sulfide specified NPDES Permit No. CA0005789, Order No. 90-095.
2. The Executive Officer issued Complaint No. 95-236 to the discharger on December 28, 1995. The Complaint proposed that administrative civil liability be imposed by the Board in the amount of \$8,000 including \$700 for staff costs pursuant to California Water Code Section 13385.
3. On February 2, 1996, the Board received a letter from the discharger dated January 31, 1996, stating the discharger's disagreement with Complaint No. 95-026. The Executive Officer amended the Complaint on February 9, 1996, increasing the liability to \$8,500 to cover additional staff time that would be needed to prepare the item for presentation to the Board.
4. This Order imposes an administrative civil liability of \$8,400 including \$1,200 for recovery of staff costs.
5. The Board has fully considered the factors set forth for determination of the amount of civil liability set forth in Water Code Section 13385.
6. This action is an order to enforce waste discharge requirements imposed by the Board, and as such, is categorically exempt from the provisions of the California Environmental Quality Act pursuant to Section 15321 of the Resources Agency Guidelines.
7. On February 21, 1996, the Board, in a public meeting, heard and considered all comments pertaining to this matter.

IT IS HEREBY ORDERED, pursuant to California Water Code Section 13385, that the discharger is civilly liable for the violation stated above, and shall pay administrative liability in the amount of \$8,400. The liability shall be paid to the State Water Pollution Cleanup and Abatement Account within 30 days of the date of this Order.

I, Loretta K. Barsamian, Executive Officer, do hereby certify that the foregoing is a full, complete, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on February 21, 1996.

  
LORETTA K. BARSAMIAN  
Executive Officer